

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

JOHN G. PEDICINI,	:	
	:	
Plaintiff,	:	
	:	
v.	:	
	:	Case No. 04-12395-JLT
UNITED STATES OF AMERICA, et al.,	:	
	:	
Defendants.	:	
	:	

JOINT LIST OF WITNESSES

The parties hereby submit the following joint list of witnesses pursuant to the Court's pretrial order, dated July 12, 2007:

Witnesses Plaintiff Expects To Call at Trial

<u>Witness Name and Address</u>	<u>Estimated Time for Direct Examination</u>	<u>Estimated Time for Cross Examination¹</u>
Lawrence Blim USDA-FNS 3101 Park Center Drive Alexandria, VA 22302-1500 (703)305-1548	1 hr.	1 hr.
Lisha Dorman USDA-FNS	1.5-2 hrs.	1.5-2 hrs.

¹As Defendants do not yet know, and are unable to anticipate, Plaintiff's areas of questioning, it is therefore difficult to predict the amount of time Defendants will need to cross-examine these witnesses. Accordingly, Defendants assume for purposes of this list that they will take the same amount of time for cross-examination as Plaintiff took for his direct examination of the witnesses.

3101 Park Center Drive
 Alexandria, VA 22302-1500
 (703)305-2754

Martin Hines

FNS-USDA
 10 Causeway Street, Rm. #501
 Boston, MA 02222
 (617)565-6454

2-2.5 hrs.

2-2.5 hrs.

Jada Johnson

FNS-USDA
 3101 Park Center Drive
 Alexandria, VA 22302-1500
 (703)305-2094

1 hr.

1 hr.

Lori Lodato

161 R. Lake Street
 Wilmington, MA 01887
 (617)565-6483

20-30 mins.

20-30 mins.

Juanita Makuta

USDA-FNS
 3101 Park Center Drive
 Alexandria, VA 22302-1500
 (202)690-0271

1-1.5 hrs.

1-1.5 hrs.

Angela McElmurray Speshock

5401 N. 36th Street
 Arlington, VA 22207-1388
 (703)533-0383

1-1.5 hrs.

1-1.5 hrs.

Roberto Salazar

FNS-USDA
 3101 Park Center Drive
 Alexandria, VA 22302-1500
 (703)305-2062

30-45 mins.

30-45 mins.

Brooksie Spears

30 Oxford Street
 Haverhill, MA 01830
 (617)565-6490

45 mins. - 1 hr.

45 mins. - 1 hr.

Sadhna True

USDA
 1400 Independence Ave.,SW
 Washington, D.C. 20250
 (202)720-5212

45 mins. - 1 hr.

45 mins. - 1 hr.

Michael Watts

USDA
 1400 Independence Ave., SW
 Washington, D.C. 20250
 (202)720-5212

45 mins. - 1 hr.

45 mins. - 1 hr.

Witnesses Plaintiff May Call at Trial if the Need Arises

<u>Witness Name and Address</u>	<u>Estimated Time for Direct Examination</u>	<u>Estimated Time for Cross Examination²</u>
Robert Canavan FNS-USDA 10 Causeway Street, Rm. #501 Boston, MA 02222	1 hr.	1 hr.
John Ghiorzi 8 Dray Coach Circle Nashua, NH 03062 (603) 888-1944	Plaintiff assents to Defendants' Motion to Present Mr. Ghiorzi's Testimony by Deposition and will do the same.	
Diane Harrington FNS-NERO 10 Causeway Street, Rm. #501 Boston, MA 02222 (617)565-6370	45mins. - 1 hr.	45 mins. - 1 hr.

²As Defendants do not yet know, and are unable to anticipate, Plaintiff's areas of questioning, it is therefore difficult to predict the amount of time Defendants will need to cross-examine these witnesses. Accordingly, Defendants assume for purposes of this list that they will take the same amount of time for cross-examination as Plaintiff took for his direct examination of the witnesses.

Douglas MacAllister

601 Haverhill Street
Reading, MA 01867
(781)842-0161

2-2.5 hrs.

2-2.5 hrs.

John G. Pedicini

10 Milano Drive
Saugus, MA 01906
(781) 233-5274

2 hrs.

2 hrs.

Luis Perez

FNS-NERO
10 Causeway Street, Rm. #501
Boston, MA 02222
(617) 565-6392

1 hr.

1 hr.

Frances Zorn

Request for deposition
testimony only, to which
Defendants object.

Awaiting Court's
ruling.

If live testimony, then
will need 2-2.5 hrs.

2-2.5 hrs.

Michael Malone

Request for deposition
testimony only, to which
Defendants object.

Awaiting Court's
ruling.

If live testimony, then
will need 1-1.5 hrs.

1-1.5 hrs.

Jonathan Lash

Request for deposition
testimony only, to which
Defendants may object.

Awaiting Court's
ruling.

If live testimony, then
will need 1hr.

1 hr.

Witnesses Defendants Expect To Call at Trial

<u>Witness Name and Address</u>	<u>Estimated Time for Direct Examination</u>	<u>Estimated Time for Cross Examination</u>
Robert Canavan FNS-NERO 10 Causeway Street, Rm. #501 Boston, MA 02222 (617)565-7110	1.5 hrs.	1.5 hrs.
John Ghiorzi 8 Dray Coach Circle Nashua, NH 03062 (603) 888-1944	Request for deposition testimony only, which Plaintiff does not oppose. If live testimony, then will need 1-1.5 hrs.	Awaiting Court's ruling. 1-1.5 hrs.
Frances E. Zorn³	2-2.5 hrs.	2-2.5 hrs.

Witnesses Defendants May Call at Trial if the Need Arises

<u>Witness Name and Address</u>	<u>Estimated Time for Direct Examination</u>	<u>Estimated Time for Cross Examination</u>
Suzanne Biermann FNS-NERO 10 Causeway Street, Rm. #501 Boston, MA 02222 (617)565-6370	45 mins. - 1 hr.	45 mins. - 1 hr.
Lawrence Blim USDA-FNS 3101 Park Center Drive	1 hr.	1 hr.

³The contact information for Frances Zorn will be supplemented upon receipt.

Alexandria, VA 22302-1500
(703)305-1548

Roger Hamilton

75 Mystic Drive
Medford, MA 02155
(781)395-2065

1 hr.

1 hr.

Arthur LeBlanc

194 Water Street
Newburyport, MA 01950

30 mins.

30 mins.

Douglas MacAllister

601 Haverhill Street
Reading, MA 01867
(781)842-0161

2-2.5 hrs.

2-2.5 hrs.

Michael Malone

Section Chief
National Institute of Health
10401 Fernwood Drive
Room 3NE10
Bethesda, MD 20892
(301)402-3001

2-2.5 hrs.

2-2.5 hrs.

Respectfully submitted,

FOR THE DEFENDANTS

FOR THE PLAINTIFF

MICHAEL J. SULLIVAN
United States Attorney

/s/ Gina Walcott-Torres

Gina Walcott-Torres
Assistant United States Attorney
John Joseph Moakley U.S. Courthouse
1 Courthouse Way, Suite 9200
Boston, MA 02210
(617) 748-3369

/s/ John G. Pedicini

John G. Pedicini
10 Milano Drive
Saugus, MA 01960
(781) 233-5274